

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In Re:

Railyard Company, LLC

Debtor.

Bankruptcy No. 15-12386-j11

Steve Duran

Appellant,

U.S. District Court Appeal No. 16-cv-

v.

Recreational Equipment, Inc.,
Thorofare Asset Based Lending Fund III,
Office of the U.S. Trustee,

Appellees.

CLERK'S CERTIFICATE OF SERVICE OF NOTICE OF APPEAL AND
ELECTION TO HAVE APPEAL HEARD BY DISTRICT COURT

Pursuant to Fed. R. Bankr. P. 8003(c)(1) and in accordance with Fed. R. Bankr. P. 9036, NM LBR 9036-1 and Fed. R. Civ. P. 5(b)(3), this certifies that service of a copy of the Notice of Appeal filed in this case on April 13, 2016, was made on April 14, 2016, via the notice transmission facilities of the case management and electronic filing system of the bankruptcy court on:

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and by first class mail postage prepaid on:

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CLERK OF COURT

By /s/ Linda M. Butler

Linda M. Butler, Deputy Clerk

United States Bankruptcy Court,

District of New Mexico

500 Gold Avenue SW, 10th Floor

P.O. Box 546

Albuquerque, NM 87103-0546

505-348-2500

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

IN RE: RAILYARD COMPANY, LLC, A NEW MEXICO LIMITED LIABILITY COMPANY
EIN: 20-3437791

DEBTOR

CASE NUMBER: 15-12386-J11

NOTICE OF APPEAL

Notice is hereby given that the Railyard Company, LLC, A New Mexico Limited Liability Co., INDIVIDUAL MEMBER Steve Duran hereby enters the court pro se as a individual member appeals to the United States District Court for the District of New Mexico from an Order to appoint a Trustee in Case Number 15-12386-J11 of the United States Bankruptcy Court entered in this action on March 30, 2016.

Respectfully Submitted,



Steve Duran
21 Entrada De Duran
Santa Fe, NM 87506
Six2five4steve@aol.com

^{13/8}
I hereby certify that on April 11, 2016 a true and correct copy of the foregoing was served electronically and certified mail upon counsel of record and was emailed to:

Respectfully Certify,



Steve Duran
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US DISTRICT COURT
DISTRICT OF NEW MEXICO
16 APR 13 PM 4:24

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Copy to: *Parties to the Appeal are listed below*

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A handwritten signature in black ink, appearing to be 'A. Nystel', with a long horizontal line extending to the right.

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO**

In re: RAILYARD COMPANY, LLC
a New Mexico Limited Liability Company

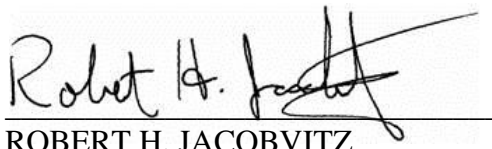
Debtor.

Case No. 15-12386-j11

**ORDER GRANTING MOTION TO APPOINT TRUSTEE AND
DIRECTING THE UNITED STATES TRUSTEE TO APPOINT A TRUSTEE**

THIS MATTER is before the Court on the Motion to Appoint Chapter 11 Trustee, or in the Alternative to Require Debtor to Employ a Property Manager (Docket No. 24) (the “Motion”) filed by Thorofare Asset Based Lending Fund III, L.P. Santa Fe Railyard Community Corporation filed a Statement of No Objection to the Motion (Docket No. 52) and Recreational Equipment, Inc. filed a Joinder in the Motion (Docket No. 54). Debtor filed an Objection to the Motion (Docket No. 51). In accordance with the Memorandum Opinion entered herewith,

IT IS HEREBY ORDERED that the Motion is granted insofar as it requests appointment of a Chapter 11 trustee in this bankruptcy case. The United States Trustee shall promptly appoint a Chapter 11 trustee and seek approval of the appointment pursuant to Fed.R.Bankr.P. 2007.1(c). Such person shall serve as trustee in this case effective upon entry of an order approving the appointment.


ROBERT H. JACOBVITZ
United States Bankruptcy Judge

Date entered on docket: March 30, 2016

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